

1 A bill to be entitled
2 An act relating to the Department of Highway Safety
3 and Motor Vehicles; creating s. 316.88, F.S.;
4 prohibiting the sale of certain service appointments
5 unless authorized in writing by specified entities;
6 amending s. 319.24, F.S.; authorizing tax collectors
7 to deliver by mail or make available at the tax
8 collector's office certificates of title; amending s.
9 319.29, F.S.; providing that certain applications may
10 be fulfilled by the tax collector acting as an
11 authorized agent of the department; amending s.
12 320.031, F.S.; authorizing the department and tax
13 collectors, as agents of the department, to deliver
14 certain documents, including duplicate registration
15 certificates, in person or by mail; amending s.
16 320.0848, F.S.; requiring the department to issue a
17 lifetime disabled parking permit to certain
18 permanently disabled persons; providing the validation
19 period for such permits; requiring the department to
20 renew certain disabled parking permits for a specified
21 period without requiring certain documentation;
22 requiring the validation sticker issued for lifetime
23 disabled parking permits to indicate that the permits
24 do not expire; authorizing a person who has been
25 issued such a permit to provide a certificate of

26 disability issued at any time in order to obtain a
27 replacement for a lost or stolen permit; amending s.
28 322.02, F.S.; revising the year by which the
29 Legislature intends that the transition of certain
30 services to certain tax collectors be completed;
31 removing a provision authorizing such transition of
32 services to appointed charter county tax collectors on
33 a limited basis; providing that the tax collector is,
34 rather than may be, designated the exclusive agent of
35 the department for a specified purpose; amending s.
36 322.12, F.S.; requiring certain driver license
37 applicants to retake certain examinations; amending s.
38 322.135, F.S.; authorizing a tax collector to process
39 certain transactions using the department's online
40 license and registration portal; authorizing a tax
41 collector to offer to a licensee or prospective
42 licensee a certain donation option; removing a
43 provision concerning driver license issuance being
44 assumed by tax collectors by a certain date; amending
45 s. 322.251, F.S.; authorizing the issuance of a Class
46 E driver license to certain persons, if eligible;
47 amending s. 322.271, F.S.; requiring the revocation of
48 a restricted driving privilege for a specified period
49 in certain circumstances; amending s. 322.66, F.S.;
50 conforming a cross-reference; providing an effective

51 date.

52
53 Be It Enacted by the Legislature of the State of Florida:

54
55 **Section 1. Section 316.88, Florida Statutes, is created to**
56 **read:**

57 316.88 Sale of appointments prohibited.—Unless authorized
58 in writing by the department or a tax collector acting as an
59 authorized agent of the department, a person may not sell, or
60 offer to sell, a service appointment with a department office,
61 or the office of a tax collector acting as an authorized agent
62 of the department, for any service authorized by chapter 319,
63 chapter 320, chapter 322, or chapter 328. A person who violates
64 this section commits a misdemeanor of the first degree,
65 punishable as provided in s. 775.082 or s. 775.083.

66 **Section 2. Subsection (2) of section 319.24, Florida**
67 **Statutes, is amended to read:**

68 319.24 Issuance in duplicate; delivery; liens and
69 encumbrances.—

70 (2) A duly authorized person shall sign the original
71 certificate of title and each corrected certificate and, if
72 there are no liens or encumbrances on the motor vehicle or
73 mobile home, as shown in the records of the department or as
74 shown in the application, must ~~shall~~ deliver the certificate to
75 the applicant or to another person as directed by the applicant

76 or person, agent, or attorney submitting such application. Tax
77 collectors, as authorized agents of the department, may deliver
78 original certificates of title and corrected certificates by
79 mail or make such certificates available to applicants at tax
80 collectors' offices. The motor vehicle dealer license number
81 must be submitted to the department when a dealer applies for or
82 receives a duplicate title. The current odometer reading must be
83 submitted on an application for a duplicate title. If there are
84 one or more liens or encumbrances on the motor vehicle or mobile
85 home, the certificate must ~~shall~~ be delivered by the department
86 to the first lienholder as shown by department records or to the
87 owner as indicated in the notice of lien filed by the first
88 lienholder pursuant to s. 319.27. If the notice of lien filed by
89 the first lienholder indicates that the certificate should be
90 delivered to the first lienholder, the department must ~~shall~~
91 deliver to the first lienholder, along with the certificate, a
92 form to be subsequently used by the lienholder as a
93 satisfaction. If the notice of lien filed by the first
94 lienholder directs the certificate of title to be delivered to
95 the owner, then, upon delivery of the certificate of title by
96 the department to the owner, the department must ~~shall~~ deliver
97 to the first lienholder confirmation of the receipt of the
98 notice of lien and the date the certificate of title was issued
99 to the owner at the owner's address shown on the notice of lien
100 and a form to be subsequently used by the lienholder as a

101 satisfaction. If the application for certificate shows the name
102 of a first lienholder different from the name of the first
103 lienholder as shown by the records of the department or if the
104 application does not show the name of a judgment lienholder as
105 shown by the records of the department, the certificate may
106 ~~shall~~ not be issued to any person until after all parties who
107 appear to hold a lien and the applicant for the certificate have
108 been notified of the conflict in writing by the department by
109 certified mail. If the parties do not amicably resolve the
110 conflict within 10 days from the date such notice was mailed,
111 ~~then~~ the department must ~~shall~~ serve notice in writing by
112 certified mail on all persons appearing to hold liens on that
113 particular vehicle, including the applicant for the certificate,
114 to show cause within 15 days from the date the notice is mailed
115 why it should not issue and deliver the certificate to the
116 person indicated in the notice of lien filed by the lienholder
117 whose name appears in the application as the first lienholder
118 without showing any lien or liens as outstanding other than
119 those appearing in the application or those which may have been
120 filed subsequent to the filing of the application for the
121 certificate. If, within the 15-day period, any person other than
122 the lienholder shown in the application or a party filing a
123 subsequent lien, in answer to such notice to show cause, appears
124 in person or by a representative, or responds in writing, and
125 files a written statement under oath that his or her lien on

126 that particular vehicle is still outstanding, the department may
127 ~~shall~~ not issue the certificate to anyone until after such
128 conflict has been settled by the lien claimants involved or by a
129 court of competent jurisdiction. If the conflict is not settled
130 amicably within 10 days of the final date for filing an answer
131 to the notice to show cause, the complaining party must ~~shall~~
132 have 10 days to obtain a ruling, or a stay order, from a court
133 of competent jurisdiction; if no ruling or stay order is issued
134 and served on the department within the 10-day period, it must
135 ~~shall~~ issue the certificate showing no liens except those shown
136 in the application or thereafter filed to the original applicant
137 if there are no liens shown in the application and none are
138 thereafter filed, or to the person indicated in the notice of
139 lien filed by the lienholder whose name appears in the
140 application as the first lienholder if there are liens shown in
141 the application or thereafter filed. A duplicate certificate or
142 corrected certificate may ~~shall~~ only show such lien or liens as
143 were shown in the application and subsequently filed liens that
144 may be outstanding.

145 **Section 3. Present subsection (4) of section 319.29,**
146 **Florida Statutes, is redesignated as subsection (5), and a new**
147 **subsection (4) is added to that section, to read:**

148 319.29 Lost or destroyed certificates.—

149 (4) An application for a duplicate copy of a certificate
150 of title may be fulfilled by the tax collector acting as an

151 authorized agent of the department. Upon the applicant's
152 request, the duplicate copy may be issued by the tax collector
153 and provided to the applicant at the tax collector's office or
154 mailed by the tax collector to the applicant's address.

155 **Section 4. Subsection (1) of section 320.031, Florida**
156 **Statutes, is amended to read:**

157 320.031 Mailing or delivery of registration certificates,
158 license plates, and validation stickers.—

159 (1) The department and the tax collectors of the several
160 counties of the state, as agents of the department, may at the
161 request of the applicant deliver in person or use United States
162 mail service to deliver registration certificates and renewals
163 thereof, duplicate registration certificates, license plates,
164 mobile home stickers, and validation stickers to applicants.

165 **Section 5. Subsections (1) and (2) of section 320.0848,**
166 **Florida Statutes, are amended to read:**

167 320.0848 Persons who have disabilities; issuance of
168 disabled parking permits; temporary permits; permits for certain
169 providers of transportation services to persons who have
170 disabilities.—

171 (1)(a) The Department of Highway Safety and Motor Vehicles
172 or its authorized agents shall, upon application and receipt of
173 the fee:7

174 1. Issue a disabled parking permit for a period of up to 4
175 years, which period ends on the applicant's birthday, to any

176 person who has long-term mobility impairment;

177 2. Issue, ~~or~~ a temporary disabled parking permit for up to
178 ~~not to exceed~~ 6 months to a ~~any~~ person who has a temporary
179 mobility impairment; or

180 3. Issue a lifetime disabled parking permit to a person
181 who is certified as permanently disabled due to permanent
182 dismemberment or an amputation and is in need of the disabled
183 parking permit due to that permanent dismemberment or
184 amputation. A lifetime disabled parking permit is valid from the
185 date of issuance until the person's death and is not subject to
186 renewal under paragraph (d).

187
188 A ~~No~~ person is not ~~will be~~ required to pay a fee for a parking
189 permit for disabled persons more than once in a 12-month period
190 from the date of the prior fee payment.

191 (b)1. The person must be currently certified as being
192 legally blind or as having any of the following disabilities
193 that render him or her unable to walk 200 feet without stopping
194 to rest:

195 a. Inability to walk without the use of or assistance from
196 a brace, cane, crutch, prosthetic device, or other assistive
197 device, or without the assistance of another person. If the
198 assistive device significantly restores the person's ability to
199 walk to the extent that the person can walk without severe
200 limitation, the person is not eligible for the exemption parking

201 permit.

202 b. The need to permanently use a wheelchair.

203 c. Restriction by lung disease to the extent that the
204 person's forced (respiratory) expiratory volume for 1 second,
205 when measured by spirometry, is less than 1 liter, or the
206 person's arterial oxygen is less than 60 mm/hg on room air at
207 rest.

208 d. Use of portable oxygen.

209 e. Restriction by cardiac condition to the extent that the
210 person's functional limitations are classified in severity as
211 Class III or Class IV according to standards set by the American
212 Heart Association.

213 f. Severe limitation in the person's ability to walk due
214 to an arthritic, neurological, or orthopedic condition.

215 2. The certification of disability which is required under
216 subparagraph 1. must be provided by a physician licensed under
217 chapter 458, chapter 459, or chapter 460, by a podiatric
218 physician licensed under chapter 461, by an optometrist licensed
219 under chapter 463, by an advanced practice registered nurse
220 licensed under chapter 464 under the protocol of a licensed
221 physician as stated in this subparagraph, by a physician
222 assistant licensed under chapter 458 or chapter 459, or by a
223 similarly licensed physician from another state if the
224 application is accompanied by documentation of the physician's
225 licensure in the other state and a form signed by the out-of-

226 state physician verifying his or her knowledge of this state's
227 eligibility guidelines.

228 (c) The certificate of disability must include, but need
229 not be limited to:

230 1. The disability of the applicant; the certifying
231 practitioner's name and address; the practitioner's
232 certification number; the eligibility criteria for the permit;
233 the penalty for falsification by either the certifying
234 practitioner or the applicant; the duration of the condition
235 that entitles the person to the permit; and justification for
236 the additional placard pursuant to subsection (2).

237 2. The statement, in bold letters: "A disabled parking
238 permit may be issued only for a medical necessity that severely
239 affects mobility."

240 3. The signatures of:

241 a. The applicant's physician or other certifying
242 practitioner.

243 b. The applicant or the applicant's parent or guardian.

244 c. The employee of the department's authorized agent which
245 employee is processing the application.

246 (d) The department shall renew the disabled parking permit
247 of a ~~any~~ person certified as permanently disabled on the
248 previous application for a subsequent 4-year period without
249 requiring the person to provide another certificate of
250 disability or United States Department of Veterans Affairs Form

Letter 27-333, or its equivalent, as applicable. After such 4-year period, the department shall renew the disabled parking permit if the person provides a certificate of disability issued within the last 12 months pursuant to this subsection. A veteran who has been previously evaluated and certified by the United States Department of Veterans Affairs or any branch of the United States Armed Forces as permanently and totally disabled from a service-connected disability may provide a United States Department of Veterans Affairs Form Letter 27-333, or its equivalent, issued within the last 12 months in lieu of a certificate of disability.

(e) The Department of Highway Safety and Motor Vehicles shall, in consultation with the Commission for the Transportation Disadvantaged, adopt rules, in accordance with chapter 120, for the issuance of a disabled parking permit to any organization that can adequately demonstrate a bona fide need for such a permit because the organization provides regular transportation services to persons who have disabilities and are certified as provided in this subsection.

(2) DISABLED PARKING PERMIT; PERSONS WITH LONG-TERM MOBILITY PROBLEMS, PERMANENT DISMEMBERMENT, OR AMPUTATION.—

(a) The disabled parking permit is a placard that can be placed in a motor vehicle so as to be visible from the front and rear of the vehicle. Each side of the placard must have the international symbol of accessibility in a contrasting color in

the center so as to be visible. One side of the placard must display the applicant's driver license number or state identification card number along with a warning that the applicant must have such identification at all times while using the parking permit. In those cases where the severity of the disability prevents a disabled person from physically visiting or being transported to a driver license or tax collector office to obtain a driver license or identification card, a certifying physician may sign the exemption section of the department's parking permit application to exempt the disabled person from being issued a driver license or identification card for the number to be displayed on the parking permit. A validation sticker must also be issued with each disabled parking permit, showing the month and year of expiration, or, in the case of a lifetime disabled parking permit, indicating that the permit does not expire, on each side of the placard. Validation stickers must be of the size specified by the Department of Highway Safety and Motor Vehicles and must be affixed to the disabled parking permits. The disabled parking permits must use the same colors as license plate validations.

(b) License plates issued under ss. 320.084, 320.0842, 320.0843, and 320.0845 are valid for the same parking privileges and other privileges provided under ss. 316.1955, 316.1964, and 526.141(5) (a).

(c) The department shall not issue an additional disabled

301 parking permit unless the applicant states that he or she is a
302 frequent traveler or a quadriplegic. The department may not
303 issue to any one eligible applicant more than two disabled
304 parking permits except to an organization in accordance with
305 paragraph (1)(e). Subsections (1), (5), (6), and (7) apply to
306 this subsection.

307 (d) To obtain a replacement for a disabled parking permit
308 that has been lost or stolen, a person must submit an
309 application on a form prescribed by the department, pay a
310 replacement fee in the amount of \$1, to be retained by the
311 issuing agency, and provide a certificate of disability issued
312 within the last 12 months pursuant to subsection (1), except
313 that: ~~and pay a replacement fee in the amount of \$1, to be~~
314 ~~retained by the issuing agency.~~

315 1. If the person submits with the application a police
316 report documenting that the permit was stolen, there is no
317 replacement fee.

318 2. A veteran who has been previously evaluated and
319 certified by the United States Department of Veterans Affairs or
320 any branch of the United States Armed Forces as permanently and
321 totally disabled from a service-connected disability may provide
322 a United States Department of Veterans Affairs Form Letter 27-
323 333, or its equivalent, issued within the last 12 months in lieu
324 of a certificate of disability.

325 3. A person who has been issued a lifetime disabled

parking permit under subparagraph (1)(a)3. may provide a certificate of disability issued at any time.

(e) A person who qualifies for a disabled parking permit under this section may be issued an international wheelchair user symbol license plate under s. 320.0843 in lieu of the disabled parking permit; or, if the person qualifies for a "DV" license plate under s. 320.084, such a license plate may be issued to him or her in lieu of a disabled parking permit.

Section 6. Subsections (1) and (5) of section 322.02, Florida Statutes, are amended to read:

322.02 Legislative intent; administration.—

(1) The Legislature finds that over the past several years the department and individual county tax collectors have entered into contracts for the delivery of full and limited driver license services where such contractual relationships best served the public interest through state administration and enforcement and local government implementation. It is the intent of the Legislature that the complete transition of all driver license issuance services to tax collectors who are constitutional officers under s. 1(d), Art. VIII of the State Constitution be completed no later than June 30, 2027 ~~2015~~. ~~The transition of services to appointed charter county tax collectors may occur on a limited basis as directed by the department.~~

(5) The tax collector in and for his or her county is ~~may~~

351 ~~be~~ designated the exclusive agent of the department to implement
352 and administer ~~the provisions of~~ this chapter as provided by s.
353 322.135.

354 **Section 7. Subsections (3) and (4) of section 322.12,**
355 **Florida Statutes, are amended to read:**

356 322.12 Examination of applicants.—

357 (3) (a) For an applicant for a Class E driver license, such
358 examination must ~~shall~~ include all of the following:

359 1.-(a) A test of the applicant's eyesight given by the
360 driver license examiner designated by the department or by a
361 licensed ophthalmologist, optometrist, or physician.

362 2.-(b) A test of the applicant's hearing given by a driver
363 license examiner or a licensed physician.

364 3.-(c) A test of the applicant's ability to read and
365 understand highway signs regulating, warning, and directing
366 traffic; his or her knowledge of the traffic laws of this state,
367 including laws regulating driving under the influence of alcohol
368 or controlled substances, driving with an unlawful blood-alcohol
369 level, and driving while intoxicated; and his or her knowledge
370 of the effects of alcohol and controlled substances upon persons
371 and the dangers of driving a motor vehicle while under the
372 influence of alcohol or controlled substances. At least 25
373 questions within the bank of test questions must address bicycle
374 and pedestrian safety.

375 4.-(d) An actual demonstration of ability to exercise

ordinary and reasonable control in the operation of a motor vehicle.

(b) An applicant who is found to have cheated during, or to have otherwise circumvented, any portion of the examination must retake the examination.

(4)(a) The examination for an applicant for a commercial driver license must ~~shall~~ include all of the following:

1. A test of the applicant's eyesight given by a driver license examiner designated by the department or by a licensed ophthalmologist, optometrist, or physician. ~~and~~

2. A test of the applicant's hearing given by a driver license examiner or a licensed physician.

3. ~~The examination shall also include~~ A test of the applicant's ability to read and understand highway signs regulating, warning, and directing traffic; his or her knowledge of the traffic laws of this state pertaining to the class of motor vehicle which he or she is applying to be licensed to operate, including laws regulating driving under the influence of alcohol or controlled substances, driving with an unlawful blood-alcohol level, and driving while intoxicated; his or her knowledge of the effects of alcohol and controlled substances and the dangers of driving a motor vehicle after having consumed alcohol or controlled substances; and his or her knowledge of any special skills, requirements, or precautions necessary for the safe operation of the class of vehicle which he or she is

401 applying to be licensed to operate.

402 4. ~~In addition, the examination shall include~~ An actual
403 demonstration of the applicant's ability to exercise ordinary
404 and reasonable control in the safe operation of a motor vehicle
405 or combination of vehicles of the type covered by the license
406 classification which the applicant is seeking, including an
407 examination of the applicant's ability to perform an inspection
408 of his or her vehicle.

409 (b)-(a) The portion of the examination required under
410 subparagraph (a)4. ~~which tests an applicant's safe driving~~
411 ~~ability~~ shall be administered by the department or by an entity
412 authorized by the department to administer such examination,
413 pursuant to s. 322.56. Such examination shall be administered at
414 a location approved by the department.

415 (c)-(b) A person who seeks to retain a hazardous-materials
416 endorsement must, upon renewal, pass the test for such
417 endorsement as specified in s. 322.57(1)(e), if the person has
418 not taken and passed the hazardous-materials test within 2 years
419 preceding his or her application for a commercial driver license
420 in this state.

421 (d) An applicant who is found to have cheated during, or
422 to have otherwise circumvented, any portion of the examination
423 must retake the examination.

424 **Section 8. Subsections (6) and (7) of section 322.135,**
425 **Florida Statutes, are renumbered as subsections (5) and (6),**

426 **respectively, paragraph (a) of subsection (1) and present**
427 **subsection (5) are amended, and paragraph (d) is added to**
428 **subsection (1) of that section, to read:**

429 322.135 Driver license agents.—

430 (1) The department shall, upon application, authorize by
431 interagency agreement any or all of the tax collectors who are
432 constitutional officers under s. 1(d), Art. VIII of the State
433 Constitution in the several counties of the state, subject to
434 the requirements of law, in accordance with rules of the
435 department, to serve as its agent for the provision of specified
436 driver license services.

437 (a) These services shall be limited to the issuance of
438 driver licenses and identification cards as authorized by this
439 chapter, transactions for which may be processed by the tax
440 collector using the department's online license and registration
441 portal.

442 (d) A tax collector may offer a licensee or prospective
443 licensee the option to increase the amount of his or her
444 transaction to the next whole dollar amount in order to donate
445 the amount of the increase to a charity registered with the
446 Department of Agriculture and Consumer Services.

447 ~~(5) All driver license issuance services shall be assumed~~
448 ~~by the tax collectors who are constitutional officers under s.~~
449 ~~1(d), Art. VIII of the State Constitution by June 30, 2015. The~~
450 ~~implementation shall follow the schedule outlined in the~~

451 ~~transition report of February 1, 2011, which was required~~
452 ~~pursuant to chapter 2010-163, Laws of Florida.~~

453 **Section 9. Subsection (4) of section 322.251, Florida**
454 **Statutes, is amended to read:**

455 322.251 Notice of cancellation, suspension, revocation, or
456 disqualification of license.—

457 (4) A person whose privilege to operate a commercial motor
458 vehicle is temporarily disqualified may, upon surrendering his
459 or her commercial driver license, be issued a Class E driver
460 license, valid for the length of his or her unexpired commercial
461 driver license, if eligible, at no cost. Such person may, upon
462 the completion of his or her disqualification, be issued a
463 commercial driver license, of the type disqualified, for the
464 remainder of his or her unexpired license period. Any such
465 person must ~~shall~~ pay the reinstatement fee provided in s.
466 322.21 before being issued a commercial driver license.

467 **Section 10. Paragraph (b) of subsection (1) of section**
468 **322.271, Florida Statutes, is amended to read:**

469 322.271 Authority to modify revocation, cancellation, or
470 suspension order.—

471 (1)

472 (b) A person whose driving privilege has been revoked
473 under s. 322.27(5) may, upon expiration of 12 months from the
474 date of such revocation, petition the department for
475 reinstatement of his or her driving privilege. Upon such

petition and after investigation of the person's qualification, fitness, and need to drive, the department shall hold a hearing pursuant to chapter 120 to determine whether the driving privilege shall be reinstated on a restricted basis solely for business or employment purposes. If such person is granted a limited driving privilege and subsequently violates the conditions of the restricted driving privilege, the restricted driving privilege must be revoked and the person is not eligible for any driving privilege for the remaining duration of the 5-year period after his or her initial license revocation.

Section 11. Section 322.66, Florida Statutes, is amended to read:

322.66 Vehicles permitted to be driven during driving skills tests.—A person who does not possess a valid driver license may drive a noncommercial or commercial motor vehicle during a driving skills test conducted in accordance with s. 322.12(3) and (4)(b) ~~s. 322.12(3) and (4)(a)~~, if the person has passed the vision, hearing, road rules, and road signs tests ordinarily administered to applicants for a Class E license, and, if required, has passed the commercial driver license knowledge and appropriate endorsement tests.

Section 12. This act shall take effect July 1, 2026.